

Docket No.: 5057-0102PUS1

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:

SITAR et al.

Patent No.: 6,811,967 B2

Issued: November 2, 2004

For: METHOD FOR ASSAYING NON-

SPERMINE/SPERMIDINE ACTIVITY OF

SPERMIDINE SPERMINE N¹-ACETYLTRANSFERASE

REQUEST FOR CERTIFICATE OF CORRECTION PURSUANT TO 37 CFR 1.323

Attention: Certificate of Correction Branch

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Upon reviewing the above-identified patent, Patentee noted a typographical error which should be corrected.

08/31/2005 SZEWDIE1 00000032 6811967
In the Specification:

11 17:1011

At page 1 Please change the inventor information as follows:

change:

(75) Inventors: Daneil S. Sitar, Winnepeg (CA);

to

(75) Inventors: **Daniel** S. Sitar, **Winnipeg** (CA);

100.00 OP

In Claim 1:

change:

a) incubating an amount of amantadine in a maninial;

to

a) incubating an amount of amantadine in a mammal;

The error in the inventor's name was found in the Oath/Declaration as filed by applicant.

The error in claim 1 occurred during printing.

The errors now sought to be corrected is an inadvertent typographical error the correction of which does not involve new matter or require reexamination.

Transmitted herewith is a proposed Certificate of Correction effecting such amendment.

Patentee respectfully solicits the granting of the requested Certificate of Correction.

A Petition Under 37 C.F.R. § 1.182 to Waive the Rules accompanies this Request for Certificate of Correction.

Our check in the amount of \$500.00 covering the fee set forth in 37 CFR 1.17(f) and 1.20(a) is enclosed.

2 DRN/JMK/ph

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: AUG 3 0 2005

Respectfully submitted,

Mark I Wiell

Registration No.: 36,623

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Rd

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorneys for Applicant

I.W.K.

(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PATENT NO. :

6,811,967 B2

DATED

November 2, 2004

INVENTOR(S):

Sitar et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Please change the inventor information as follows:

change:

(75) Inventors: Daneil S. Sitar, Winnepeg (CA);

to

(75) Inventors: Daniel S. Sitar, Winnipeg (CA)

Please change claim 1, column 12, line 1:

change:

a) incubating an amount of amantadine in a maninial;

to

a) incubating an amount of amantadine in a mammal.

MAILING ADDRESS OF SENDER: 5057-0102PUS1 -DRN/bsh BIRCH, STEWART, KOLASCH & BIRCH, LLP PTO BOX 16X PATENT NO. 6,811,967 B2

No. of Additional copies

- 0

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLTED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

AUG 3 0 2005 3 Reduction Act of 1995, no person are required to

PETITION FEE Under 37 CFR 1.17(f), (g) & (h) **TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to:

MS Post Issue Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Approved for use through 7/31/2007. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE to respond to a collection of information unless it displays a valid OMB control number.					
Application Number	10/085,051-Conf. #008155				
Filing Date	March 1, 2002				
First Named Inventor	Daniel S. SITAR				
Art Unit	N/A				
Examiner Name	Not Yet Assigned				
Attorney Docket Number	5057-0102P				

Enclosed is a petition filed under 37 CFR 1.323 and 1.182 t (g), or (h)). Payment of \$ 500.00 is enclosed. This form should be included with the above-mentioned petition and faxed (e.g., Mail Stop Petition), if applicable. For transmittal of processing fees under the contract of the c	or mailed to the Office using the appropriate Mail Stop
Payment of Fees (small entity amounts are NOT available for the petitive of the Commissioner is hereby authorized to charge the following from Petition fee under 37 CFR 1.17(f), (g) or (h) Enclose a duplicative copy of this form for fee processing. Check in the amount of \$ is enclosed? Payment by credit card (Form PTO-2038 or equivalent enclosed)	rees to Deposit Account No. 02-2448: say deficiency of fees and credit of any overpayments and.
Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462 For petitions filed under: § 1.53(e) – to accord a filing date. § 1.57(a) – to accord a filing date. § 1.182 – for decision on a question not specifically provided for. § 1.183 – to suspend the rules. § 1.378(e) – for reconsideration of decision on petition refusing to accept delayed § 1.741(b) – to accord a filing date to an application under § 1.740 for extension of	
Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463 For petitions filed under. § 1.12 – for access to an assignment record. § 1.14 – for access to an application. § 1.47 – for filing by other than all the inventors or a person not the inventor. § 1.59 – for expungement of information. § 1.103(a) – to suspend action in an application. § 1.136(b) – for review of a request for extension of time when the provisions of s § 1.295 – for review of refusal to publish a statutory invention registration. § 1.296 – to withdraw a request for publication of a statutory invention registration filed § 1.377 – for review of decision refusing to accept and record payment of a maint § 1.550(c) – for patent owner requests for extension of time in exparte reexamina § 1.956 – for patent owner requests for extension of time in interpartes reexamina § 5.12 – for expedited handling of a foreign filling license. § 5.15 – for changing the scope of a license. § 5.25 – for retroactive license.	on or after the date the notice of intent to publish issued. enance fee filed prior to expiration of a patent. ation proceedings.
Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464 For petitions filed under. § 1.19(g) – to request documents in a form other than that provided in this part. § 1.84 – for accepting color drawings or photographs. § 1.91 – for entry of a model or exhibit. § 1.102(d) – to make an application special. § 1.318(c) – to expressly abandon an application to avoid publication. § 1.313 – to withdraw an application from issue. § 1.314 – to defer issuance of a patent.	
in y No CO Signature	August 30, 2005 Date
Mark J. Nuell, Ph.D. Typed or printed name	36,623 Registration No., if applicable



Docket No.: 5057-0102PUS1

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:

SITAR et al.

Patent No.: 6,811,967 B2

Issued: November 2, 2004

For: METHOD FOR ASSAYING NON-

SPERMINE/SPERMIDINE ACTIVITY OF

SPERMIDINE SPERMINE N¹-

ACETYLTRANSFERASE

PETITION UNDER 37 C.F.R. § 1.182 TO WAIVE THE RULES

Attention: Certificate of Correction Branch

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

It is respectfully requested that 37 C.F.R. §3.81, and any other applicable rule, be waived,

such that the accompanying request for a Certificate of Correction may be issued.

The name of Daniel S. Sitar was inadvertently, and without deceptive intent, misspelled

as 'Daneil' S. Sitar on the Declaration filed with the USPTO on June 3, 2002. The correct name

of Daniel S. Sitar's place of residence Winnipeg, Manitoba, Canada, was also misspelled as

'Winnepeg,' Manitoba, Canada. Upon issuance of the Patent this misspelling of Mr. Sitar's name

and place of residence appeared on the face of the Patent.

08/31/2005 SZEWDIE1 00000032 6811967

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400.00 OP

The Applicants point out that Daniel S. Sitar's name was correctly spelled on the information data sheet filed with the utility Application on March 1, 2002. In addition, on January 22, 2003 an Assignment was filed with the USPTO in connection with this case, which contains Daniel S. Sitar's name spelled correctly, and which also includes Daniel S. Sitar's signature. A copy of the Assignment is enclosed. Comparison of the signature on the Assignment and the signature on the Declaration confirms that they are the same.

Furthermore, Daniel S. Sitar's name was spelled correctly on the U.S. Provisional Application data sheet (Appl. No. 60/272,322) filed with the USPTO on March 1, 2001, which is the priority document for the present Patent. A copy of the data sheet for Provisional Application 60/272,322 is also enclosed.

Daniel S. Sitar's name was also spelled correctly on numerous other documents filed with the USPTO in connection with this case. This includes, but is not limited to: an IDS filed June 7, 2002, an Amendment transmittal form filed July 7, 2003, and an IDS filed March 30, 2004. Copies of each of these documents are enclosed as well.

In light of the above facts, it is respectfully requested that the PTO promptly issue a Certificate of Correction, correcting the spelling of Daniel S. Sitar's name and place of residence on the above-referenced Patent.

2 DRN/JMK/ph

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: AUG 3 0 2005

Respectfully submitted,

Mark I Nuell

Registration No.: 36,623

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Rd Suite 100 East P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachment(s):
Information Data Sheet
Assignment
Provisional Application Data Sheet
IDS filed June 7, 2002
Amendment transmittal form filed July 7, 2003
IDS filed March 30, 2004

1. W.K.

3 DRN/JMK/ph

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u N



PTO/SB/16 (8-00)

Approved for use through10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office, U.S DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

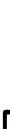
PROVISIONAL APPLICATION FOR PATENT COVER SHEET

This is a request for filing a PROVISIONAL APPLICATION FOR PATENT under 37 CFR 1.53(c).

INVENTOR(S)					
		Residence (City and either State or Foreign Country)			
Given Name (first and middle [if any]) Daniel/S.	SITAR	Junianio		Manitoba	
Alvaro P.M.	BRAS		Winnipeg,	Manitoba	, Canada
Additional inventors are being name	d on the separa	ately number	ed sheets attached h	ereto	
	TITLE OF THE INV	ENTION (280	characters max)		
DIAGNOSTIC TEST FOR CANCER					
Direct all correspondence to:	CORRESPO	NDENCE A	DDRESS		
X Customer Number 26123				P Wat 14 To	e interber
OR Type Cus	tomer Number here			2	
Firm or Individual Name	20123 Patent , trademark office				
Address					
Address	· · · · · · · · · · · · · · · · · · ·				· · · · · · · · · · · · · · · · · · ·
City		State		ZIP	
Country		Telephone		Fax	
		ION PARTS	(check all that appl)	<u> </u>	
X Specification Number of Pages	35	L	CD(s), Number		
Drawing(s) Number of Sheets Other (specify)					
Application Data Sheet. See 37 CFR 1.76					
METHOD OF PAYMENT OF FILING FEES FOR THIS PROVISIONAL APPLICATION FOR PATENT					
Applicant claims small entity status. See 37 CFR 1.27. FILING FEE AMOUNT (\$)					
A check or money order is enclosed to cover the filing fees					
The Commissioner is hereby authorized to charge filing fees or credit any overpayment to Deposit Account Number:					
Payment by credit card. Form PTO-2038 is attached.					
The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government. X No.					
Yes, the name of the U.S. Government agency and the Government contract number are					
Respectfully submitted, Solution of Solution Sol					
SIGNATURE DECISION NO. 22 380					
John E. Paxton (if appropriate)					
(237)5160				PAT 473P-2	
TELEPHONE					

USE ONLY FOR FILING A PROVISIONAL APPLICATION FOR PATENT

This collection of information is required by 37 CFR 1.51. The information is used by the public to file (and by the PTO to process) a provisional application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the complete provisional application to the PTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Box Provisional Application, Assistant Commissioner for Patents, Washington, D.C. 20231.





PATENT 0030-0206P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Daniel S. SITAR et al.

Conf.:

8155

Appl. No.:

10/085,051

Group:

1651

Filed:

March 1, 2002

Examiner: Srivastava

For:

METHOD FOR ASSAYING NON-SPERMINE/SPERMIDINE

ACTIVITY OF SPERMIDINE/SPERMINE N1-

ACETYLTRANSFERASE (SSAT)

SMALL ENTITY TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 July 7, 2003

Sir:

Transmitted herewith is an Amendment and Reply to Restriction Requirement in the above-identified application.

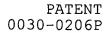
Applicant claims small entity status under 37 C.F.R. § 1.27.

The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR		NG NUMBER PREVIOUSLY		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	10	-	20	=	0	\$ 9	\$0.00	
INDEPENDENT	2	-	3	=	0	\$ 42	\$0.00	
☐ FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM				\$140	\$0.00			
						TOTAL	\$0.00	





IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Daniel S. SITAR et al. Conf.: 8155

Appl. No.: 10/085,051 Group: UNASSIGNED

Filed: March 1, 2002 Examiner: UNASSIGNED

For: METHOD FOR ASSAYING NON-

SPERMINE/SPERMIDINE ACTIVITY OF

SPERMIDINE/SPERMINE NI-ACETYLTRANSFERASE (SSAT)

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION
BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE
OR CONCURRENTLY WITH A RULE 53(d) CPA APPLICATION
OR WITH A RULE 1.114 RCE APPLICATION)

Assistant Commissioner for Patents Washington, DC 20231

June 7, 2002

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

II. COPIES (check at least one box)

- a. Submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

PATENT 0030-0206P



IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Daniel S. SITAR et al. Conf.: 8155

Appl. No.: 10/085,051 Group: 1651

Filed: March 1, 2002 Examiner: SRIVASTAVA, K.C.

For: METHOD FOR ASSAYING NON-

SPERMINE/SPERMIDINE ACTIVITY OF

SPERMIDINE/SPERMINE N¹-ACETYLTRANSFERASE

(SSAT)

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION
BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE
OR CONCURRENTLY WITH A RULE 1.114 RCE APPLICATION)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

March 30, 2004

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

II. COPIES (check at least one box)

- a.

 This application was filed before June 30, 2003.

 Accordingly, submitted herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b. This application was filed on or after June 30, 2003. Accordingly, copies of cited U.S. patents and patent application publications therefore are not included. Copies of foreign



PATENT 0030-0206P

IN THE U.S. PATENT AND TRADEMARK OFFICE

INFORMATION SHEET

Applicant:

SITAR, Daniel S. and BRAS, Alvaro P.

Appl. No.:

New

Filed:

March 1, 2002

For:

METHOD FOR ASSAYING NON-SPERMIDINE

ACTIVITY OF SPERMIDINE/SPERMINE N^{1} -

ACETYLTRANSFERASE (SSAT)

Priority Claimed Under 35 U.S.C. § 119 and/or § 120:

US

60/272,322 March 2, 2001

Send Correspondence to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP or CUSTOMER NO. 2292 P.O. Box 747 Falls Church, VA 22040-0747 (703) 205-8000

The above information is submitted to advise the U.S.P.T.O. of all relevant facts in connection with the present application.

A timely executed Declaration in accordance with 37 C.F.R. § 1.64 will follow.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Ву

Mark J. Nuell, #36,623

P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000

DRN/rem 0030-0206P

Atty. Docket No.: 0030-0206P Page 1 of 1

RECORDATION FORM COVER SHEET				
To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.				
1. Name of conveying party(ies): [FAMILY NAME (ALL CAPS), Given party] SITAR, Daniel BRAS, Alvaro , , , Additional name(s) of conveying party(ies) attached?	2. Name and address of receiving party(ies) Name: THE UNIVERSITY OF MANITOBA, AN INSTITUTION OF HIGHER LEARNING Internal Address: Street Address: City: Winnipeg State: Manitoba ZIP: Country: Canada Postal Code: R3T 2N2 Additional name(s) & address(es) attached? ☐ YES ☒ NO			
Security Agreement Change of Name Other: Execution Date: November 20, 2002 4. Application number(s) or patent number(s):				
If this document is being filed together with a new application, th A. Patent Application No(s). 10/085,051	e execution date of the application is: B. Patent No.(s).			
Additional numbers attact 5. Name and address of party to whom correspondence concerning document should be mailed: Name: BIRCH, STEWART, KOLASCH & BIRCH, LLP Street Address: P.O. BOX 747 City: FALLS CHURCH State: VA ZIP: 22040-0747 Country: USA	 6. Total No. of applications/patents involved: one (1) 7. Total fee (37 C.F.R. § 3.41): \$40.00 ☑ Enclosed ☑ Authorized to be charged to deposit account, if no fee attached. 8. Deposit account number: 02-2448 (Attach triplicate copy of this page 			
DO NOT USE THIS SPACE				
9. Statement and signature. Mark J. Nuell, #36,623 Name of Person Signing/Reg. No. Total number of pages including cover sheet, attachments, and document: three (3)				

ASSIGNMENT

WHEREAS I, DANIEL SITAR, residing at 443 Bredin Drive, Winnipeg, Manitoba, Canada, R2K 1N8, and I, ALVARO BRAS, residing at 102 Summerview Lane, Winnipeg, Manitoba, Canada, R2V 3W6, both citizens of Canada, have invented "Method for Assaying Non-Spermidine Activity of Spermidine/Spermine N1-Apetyltransferase" for which invention the University of Manitoba has executed applications for Letters Patent, namely United States Provisional Patent Application Number 60/272,322 filed March 2, 2001, United States Application Number 10/085,051 filed March 1, 2002, and PCT Application Number PCT/CA02/000265 filed March 1, 2002.

AND WHEREAS, we verily believe ourselves to be the original, first and sole inventors set forth in said application for Letters Patent;

AND WHEREAS, The University of Manitoba, an Institution of Higher Learning established under the laws of the Province of Manitoba, sometimes referred to as "said assignee", having a place of business at Winnipeg, Manitoba, Canada, R3T 2N2, is desirous of acquiring the entire and exclusive right, title and interest in and to said invention, any and all patent applications which may be filed thereon and any and all Letters Patent which may be granted or issued thereon in the United States and throughout the world, including any and all divisions, continuations, reissues and extension of any of the foregoing.

NOW THEREFORE in consideration of the sum of FIVE (\$5.00) DOLLARS, to each of us in hand paid by the University of Manitoba, and other good and valuable consideration, receipt of which is hereby acknowledged, we, the said DANIEL SITAR and ALVARO BRAS have sold, assigned, transferred and set over and do hereby sell, assign, transfer and set over unto the said assignee, its successors and assigns, the entire and exclusive right, title and interest in and to said invention, patent applications and Letters Patent which may be granted or issued for said invention in the United Sates and throughout the world, including all divisions, continuations, reissues and extensions thereof and all international priority rights associated therewith all to be held by us had this assignment not been made and we hereby authorize and request the Commissioner of Patents and Trademarks of the United States and the duly constituted authorities of all foreign countries of the world to issue all Letters Patent relating to the foregoing rights to said assignee, its successors and assigns;

WE HEREBY represent and warrant that we have not granted any rights inconsistent with the rights granted herein;

AND WE FURTHER AGREE that we will promptly, upon request and without further compensation, do all lawful acts including the execution of all necessary documents and the giving of testimony that in the opinion of the said assignee, its successors and assigns, may be necessary or desirable for obtaining, sustaining or reissuing United States and foreign Letters Patent relating to the foregoing assigned rights and for perfecting, affirming, recording and maintaining the title of said assignee, its successors and assigns, thereto and that we will generally cooperate to the fullest extent in all matters pertaining to said invention and patents and said assignee's title thereto.

This assignment is subject to the Assignment Agreement executed between the parties dated November _____, 2002

IN WITNESS WHEREOF, we have hereunto set our respective hands and seals on the

Witness IAN ROME INNES

Date: Nov 20/02

Witness Mark of Almuda

Dr. Alvaro Bras

Nov rojor

Date: 101 20/62